

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEW JERSEY (CAMDEN)**

In Re: Michelle Lugo

Debtor

Chapter: 13

Bankruptcy No.: 20-19144-ABA

11 U.S.C. § 362

ARC Home LLC. (f/k/a WEI Mortgage LLC)

Movant

vs.

Michelle Lugo

Debtor

and

Isabel C. Balboa

Trustee

RESPONDENTS

**OBJECTIONS OF ARC HOME LLC. (F/K/A WEI MORTGAGE LLC) TO
CONFIRMATION OF DEBTOR'S PROPOSED CHAPTER 13 PLAN**

ARC Home LLC. (f/k/a WEI Mortgage LLC), by and through its undersigned attorney, Chandra M. Arkema, Esquire, hereby objects to the confirmation of the Debtor's proposed Chapter 13 Plan for the following reasons:

1. ARC Home LLC. (f/k/a WEI Mortgage LLC), is in the process of filing a Proof of Claim with respect to its secured interest in real estate property of the Debtor or of the estate which is commonly known as and located at 1 Liberty Trail, Delran, NJ 08075, such Proof of Claim will indicate an estimated arrearage claim in the amount of \$12,758.16. The claims bar date is October 9, 2020.
2. The plan proposes to pay \$0.00. Accordingly, the Chapter 13 Plan does not properly address the pre-petition claim of ARC Home LLC. (f/k/a WEI Mortgage LLC). *See* 11 U.S.C. Sec. 1325(a)(5).
3. Based on the information provided by Debtor in Schedules I and J, Debtor does not have sufficient monthly income to pay the correct amount of the pre-petition arrears of ARC Home LLC. (f/k/a WEI Mortgage LLC) over a thirty-six (36) month period. Accordingly, Debtor's proposed Chapter 13 Plan is not financially feasible. *See* 11 U.S.C. Sec. 1325(a)(6).

2. Due to these defects in the Debtor`s proposed Chapter 13 Plan, as aforesaid, such Plan could not have been proposed in good faith. *See* 11 U.S.C. Sec 1325(a)(7).

WHEREFORE, ARC Home LLC. (f/k/a WEI Mortgage LLC) prays that its objections be sustained and that confirmation of Debtor`s Chapter 13 Plan be denied.

Respectfully submitted,

/s/ Chandra M. Arkema
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Dated: August 20, 2020